

OCT 06 2005

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

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TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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TO: Commissioner for PatentsFax No: 571-273-8300Pages (including cover page): 12Date: October 6, 2005FROM: Keith R. Haupt, Esq.  
Reg. No. 37,638

Re: This fax includes: Amendment Transmittal; Preliminary Amendment

Serial No.: 10/602,198  
Filed: June 24, 2003  
Group Art Unit: 2856  
Applicant: P. Michael Collins and  
Steven E. Schaefer

Title: JAMB AND HEADER SURROUND FOR  
MASONRY WALL  
Conf. No.: 2217  
Our Ref.: MIK-o6U

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## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: P. Michael Collins and Steven E. Schaefer

Serial No.: 10/602,198

Examiner: Phi Dieu Tran A

Filed: June 24, 2003

Group No.: 2856

For: JAMB AND HEADER SURROUND FOR  
MASONRY WALL

Conf. No.: 2217

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OCT 06 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.
- ☒ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
  
☐ Enclosed is a verified statement to establish small entity status.  
  
☐ Other Than a Small Entity.
- The fee has been calculated as shown below:

|   | (Col. 1)                                  |       | (Col. 2)                              | (Col. 3)         | SMALL ENTITY |               | LARGE ENTITY |               |
|---|---|-------|---------------------------------------|------------------|--------------|---------------|--------------|---------------|
|   | Claims<br>Remaining<br>After<br>Amendment |       | Highest No.<br>Previously<br>Paid For | Present<br>Extra | Rate         | Addit.<br>Fee | Rate         | Addit.<br>Fee |
| TOTAL                                     | *23                                       | MINUS | **24                                  | 0                | x 25         | \$0           | x50          | \$            |
| INDEP.                                    | *4  | MINUS | ***4                                  | 0                | x100         | \$0           | x200         | \$            |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |                                       |                  | +180         | \$            | +360         | \$            |
|   |   |       |                                       |                  | TOTAL<br>FEE | \$0           | TOTAL<br>FEE | \$            |

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☒ No additional fee for claims is required.☐ Total fee for claims required \$\_\_\_\_\_.

4. Attached is a check in the sum of \$\_\_\_\_\_.  
\_\_\_\_ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_. A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

- (a) \_\_\_\_ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

| <u>Extension<br/>(months)</u> | <u>Fee for other than<br/>small entity</u> | <u>Fee for<br/>small entity</u> |
|-------------------------------|--|---------------------------------|
| ____ one month                | \$ 120.00                                  | \$ 60.00                        |
| ____ two months               | \$ 450.00                                  | \$ 225.00                       |
| ____ three months             | \$1,020.00                                 | \$ 510.00                       |
| ____ four months              | \$1,590.00                                 | \$ 795.00                       |
| ____ five months              | \$2,160.00                                 | \$1,080.00                      |

Fee: \$\_\_\_\_\_

\_\_\_\_ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_. A duplicate copy of this sheet is attached.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

\_\_\_\_ An extension for \_\_\_\_ months has already been secured. The fee paid therefor of \_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

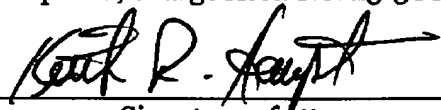
Extension fee due with this request \$\_\_\_\_\_.

OR (b)

X Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

X If any additional fee for claims or extension is required, charge Acct. No. 23-3000.

2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324

  
\_\_\_\_\_  
Signature of Attorney

\_\_\_\_\_  
Keith R. Haupt  
Type name of Attorney

Reg. No. 37,638

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Lisa L. Tucker  
Lisa L. Tucker

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*Lisa L. Tucker* 10/6/05  
Lisa L. Tucker Date

Serial No.: 10/602,198  
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Conf. No.: 2217

Cincinnati, Ohio 45202

Date: October 6, 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PRELIMINARY AMENDMENT**

Prior to examination on the merits of the pending claims, please amend this application as follows:

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.